

FAX TRANSMITTAL COVER SHEET

CONLEY ROSE, P.C.
600 Travis, Suite 7100
Houston, Texas 77002
Fax Number: (713) 238-8008
Telephone Number: (713) 238-8000

ORIGINAL WILL FOLLOW VIA:

- | | |
|-------------------------------------|-----------------------|
| <input type="checkbox"/> | MAIL |
| <input type="checkbox"/> | INTERNATIONAL AIRMAIL |
| <input type="checkbox"/> | COURIER |
| <input checked="" type="checkbox"/> | WILL NOT FOLLOW |
| <input type="checkbox"/> | HAND DELIVERY |
| <input type="checkbox"/> | WITH ENCLOSURE(S) |
| <input type="checkbox"/> | WITHOUT ENCLOSURE(S) |

PLEASE DELIVER THE FOLLOWING PAGES IMMEDIATELY TO:

NAME: **EXAMINER J. D. RUTTEN, GROUP ART UNIT 2122**
FIRM: **U.S. PATENT & TRADEMARK OFFICE**
CITY: **ALEXANDRIA, VA**
FAX NO: **(703) 872-9306**

RECEIVED
CENTRAL FAX CENTER
AUG 25 2004

REMARKS: **Serial No. 09/764,526, filed 01/17/2001**

Attached hereto is a copy of the Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences that we faxed to the USPTO on 08/17/04. We have not received the Auto-Reply Facsimile Transmission from the USPTO stating that the Notice of Appeal was received, therefore, we are re-faxing said Notice of Appeal. Please acknowledge receipt of this facsimile.

Total Number of Pages (Including This One): **FOUR (4)**

FROM: Mark E. Scott, Direct Dial No. (713) 238-8049

DATE: August 25, 2004

CLIENT/MATTER NO. 200301937-1 (2162-23700)

**IF YOU DO NOT RECEIVE ALL THE PAGES,
PLEASE CALL BACK AS SOON AS POSSIBLE.**

This facsimile, and the information it contains, is intended to be a confidential communication only to the person or entity to whom it is addressed. If you have received this facsimile in error, please notify us by telephone at the above telephone number and return the original to this office by mail.